

**ASSIGNED**

Serial No. 4749

**APPLICATION FOR PERMIT****TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of first receipt and filing in State Engineer's office NOV 28 1917  
 Returned to applicant for correction \_\_\_\_\_  
 Corrected application filed \_\_\_\_\_

The undersigned M.L.LEE, CLARK HUFF, GEO. W. FRANKS, AND  
FRANK A GIBEAUT Name of applicant.  
 of Pioche, County of Lincoln,  
 State of Nevada, hereby make application for  
 permission to appropriate the public waters of the State of Nevada,  
 as hereinafter stated. (If applicant is a corporation give date and  
 place of incorporation.) \_\_\_\_\_

1. The source of the proposed appropriation is Wilson Creek and  
its tributaries. Name of stream, lake, or other source.
2. The amount of water applied for is 12.8 second-feet.  
One second-foot equals 40 miners' inches.
3. The water to be used for Irrigation  
Irrigation, power, mining, manufacturing, domestic, or other use.
4. The water is to be diverted from its source at the following  
 point: In the SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Sec. 26, T 6 N, R 67 E.  
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land it should be so stated.

**IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:**

- (a) Number of acres to be irrigated is 1280
- (b) Description of land to be irrigated W $\frac{1}{2}$ SW $\frac{1}{4}$  and SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Sec. 26,  
Describe by legal subdivision, or if on unsurveyed land it  
N $\frac{1}{2}$ SE $\frac{1}{4}$  and N $\frac{1}{2}$  of Sec. 27, SW $\frac{1}{4}$  of Sec. 22, N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Sec. 28, SE $\frac{1}{4}$  of Sec. 21,  
should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.  
S $\frac{1}{2}$  of NE $\frac{1}{4}$  of Sec. 21, NW $\frac{1}{4}$  of Sec. 21, NE $\frac{1}{4}$  of Sec. 20, S $\frac{1}{2}$  and NW $\frac{1}{4}$  of Sec. 17,  
N $\frac{1}{2}$  and SE $\frac{1}{4}$  of Sec. 18, all of Sec. 7, all in T 6 N, R. 67 E.
- (c) Irrigation will begin about March 1 and end about  
Month.  
October 1, of each year.  
Month.

**IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:**

- (d) Power to be developed is \_\_\_\_\_ horsepower.
- (e) Works to be located \_\_\_\_\_  
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.
- (f) Point of return of water to stream \_\_\_\_\_  
Describe in same manner as point of diversion.

This application is made to take the place of application  
 (g) Remarks and permit No. 2117, about 650 acres having been irrigated  
under that permit. Application and permit No. 2117 however include the  
names of partners who have failed to make any beneficial use thereunder,  
and this application is made therefore with the idea of eliminating  
the names of such partners and perfecting title in the names of the  
partners who are actively interested at the present time.

# DESCRIPTION OF PROPOSED WORKS

Water will be diverted by dam & conducted upon land to be irrigated

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, dumes, or other conduits. If water is to be stored in reservoirs it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.  
by ditches. The principal point of diversion will be in the SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Sec. 26, T 6 N, R 67 E as heretofore described, but minor diversions from Wilson Creek below that point will aid in the irrigation of the land.

5. Estimated cost of works \$3000.00, part of which are completed.

6. Estimated time required to construct works two years.

7. Remarks

For use of applicant.

M.L. Lee, Clark Huff, George W. Franks, F.A. Gibeaut, Applicant.

By M.L. Lee.

Compared P.P. Jones.

This sheet inspected

Cancelled MAY 14 1935 because of failure of applicant to comply with provisions of permit.  
State Engineer.

PROTESTED by Mrs. I. N. Garrison, January 31st, 1918.  
PROTESTED by Cecil Morris, February 11th, 1918.  
APPROVAL OF STATE ENGINEER

\* RIGHTS of M. L. Lee  
\* --and-- Frank Gibeaut--  
\* Cancelled Mar 25, 1930  
\* Failure to comply with  
\* Provisions of Permit  
\* No. 4749  
\*\*\*\*\*

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all prior rights on the source. A standard headgate and weir must be installed at or near the point of diversion to facilitate the measurement and control of the water. The State reserves the right to regulate the use of the water herein granted at any and all times. It is distinctly understood that the applicant agrees to the terms herein contained.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 12.8 cubic feet per second. (Twelve & eight tenths)

Actual construction work shall begin on or before October 23, 1918.

Proof of commencement of work shall be filed before Nov. 23, 1918.

Work must be prosecuted with reasonable diligence and be completed on or before October 23, 1920.

Proof of completion of work shall be filed before Nov. 23, 1920.

Application of water to beneficial use shall be made on or before February 23, 1925. Proof of the application of water to beneficial

use must be filed with State Engineer on or before March 23, 1925.

Proof of labor filed NOV 18 1918

Map filed FEB 21 1919

WITNESS MY HAND AND SEAL this 23rd day of August, 1918.

Proof of completion of work filed DEC 24 1920

FILING OF FURTHER PROOFS BY CHRISTIAN UNDER THIS PERMIT ABROGATED BY VIRTUE OF APPROVAL NO. 6995

Seymour Case  
State Engineer.